

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Suits – C.A.No: 710/2006 in O.A.No: 8196/2001 filed by Sri T.Vijaya Kumar, Bill Collector, Ileeja Gram Panchayat, Mahabubnagar District – Treating the period out of employment from 15.03.1993 to 04.03.1996 as duty – Orders – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (ESTT.IV) DEPARTMENT

G.O.Rt.No:957

DATED: 26.06.2008.

Read the following:-

1. Govt. Memo.No: 535/E.IV/99-3., dt. 15.05.1999.
2. Orders of APAT dt. 15.12.2005 in O.A.No: 8196/2001.
3. From the DPO, Mahabubnagar Lr.No: A2/3033/95., dated 27.04.2006.
4. Orders of APHC. Dated 13.03.2006 in WP No: 20559/06.

ORDER :

In the reference 1st read above, Govt. have issued orders that the period out of employment ie., from 15.03.1993 to 04.03.1996 in respect of Sri T.Vijaya Kumar, Bill Collector, Ileeja Gram Panchayat, Mahabubnagar District shall be regularized as not duty in terms of Sub-rule (5) of F.R. 54 as he absconded from duty as his termination from service was not as per rules and as he was reinstated only on sympathetic consideration, but not on account of any procedural irregularities in his termination order.

2. Aggrieved by the orders issued by the Govt., Sri T.Vijaya Kumar, Bill Collector, Ileeja Gram Panchayat, Mahabubnagar District has filed O.A.No: 8196/2001 before the Hon'ble Tribunal praying that to suspend the impugned proceedings No: 535/E.IV/99-5., dt. 15.05.1999 and direct the respondent to pay the salary to the applicant to the gap period from 15.03.1993 to 04.03.1996 with all consequential benefits forthwith.

3. In the reference 2nd read above, the Hon'ble Tribunal in its orders dated 15.12.2005 directed the respondents to granting all the reliefs, claimed by the applicant in the O.A. and set forth in sub-para (a) and (b) of para 1 and also directed to take follow up action by the concerned respondents at the earliest.

4. Basing on the letter received from the District Panchayat Officer, Mahabubnagar in the reference 3rd read above and also as per the orders of Hon'ble Tribunal dated 15.12.2005 in O.A.No: 8196/2001, Govt. filed appeal before the Hon'ble High Court in W.P.No: 20559/2006. The Hon'ble High Court in its orders dated 13.03.2008 have dismissed the Writ Petition.

5. Govt. after careful examination of the proposals of the District Panchayat Officer, Mahabubnagar and also keeping in view of the orders of Hon'ble Tribunal / High Court hereby order that the period out of employment ie., from 15.03.1993 to 04.03.1996 in respect of Sri T.Vijaya Kumar, Bill Collector, Ileeja Gram Panchayat, Mahabubnagar District shall be regularized as duty and to pay the salary for that period with all consequential benefits.

(P.T.O.)

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6. The Commissioner, Panchayat Raj & Rural Employment, AP, Hyderabad / District Panchayat Officer, Mahabubnagar is directed to take further action in the matter and compliance.

7. This order issues with the concurrence of Finance (FR.II) Department vide their U.O.No: 4640/358/FR.II/2008., dated 07.06.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

CHITRA RAMCHANDRAN
SECRETARY TO GOVERNMENT.

To
The Commissioner, Panchayat Raj & Rural Employment, AP, Hyderabad.
The District Panchayat Officer, Mahabubnagar.
The individual through District Panchayat Officer, Mahabubnagar.
Copy to :
The Govt. Pleader for Panchayat Raj, APAT, Hyderabad.
The Accountant General, AP, Hyderabad.
The District Treasury Officer, Mahabubnagar District.
Stock File.

:: FORWARDED : BY ORDER ::

SECTION OFFICER.